

CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 05/31/2017	NEED RESPONSE BY: 06/10/17
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: LOS ANGELES COUNTY	
3. PHONE NO.:	7. SUBJECT: Student work study mid-period	
4. REGULATION CITE(S): MPP 63-406.21, 63-406.212, 63-406.22	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s). ACL 17-05, dated Feb. 14, 2017	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Per policy related to student eligibility, "Once eligibility for an exemption has been established, the exemption will apply through the certification period". In other words, student eligibility is to be determined at intake and yearly Reevaluation. However, ACL 17-05 states that the work study exemption is an exception to this rule because of the duration of work study. It specifically states that the work study exemption shall not continue between terms when there is a break of a full month or longer, unless the student is participating in work study during the break.

Question: Are counties required to set-up a follow-up process for students who meet the work study exemption to monitor if the work study will have a break of longer than a month mid-period? In other words, should this be considered a mandatory report for CalFresh for the student who met the student eligibility due to being in a work study program to report it during the certification that she/he is no longer in work study program for over a month so that we evaluate this student for eligibility?

10. REQUESTOR'S PROPOSED ANSWER:

Not sure as there is conflicting policy.

Per current policy (prior to release of ACL 17-05), it is not required to evaluate a student status mid-period and therefore, counties are not required to monitor the length of duration of the work study exemption.

However, if per ACL 17-05, it is required to monitor if work study will have a break of a month or longer and re-evaluate if the student meets a different exemption mid-period, please provide guidance as to how counties would best handle this situation. How to keep track of these students?

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Counties are not required to set-up a follow-up process for students who were determined exempt based on work study. Student eligibility, including whether or not the students meets the criteria for an exemption from the student work rule, is determined at application and recertification. Under simplified reporting, there are only two required mid-period reports: income received over the Income Reporting Threshold (IRT) and a drop in ABAWD hours below 20 hours a week averaged monthly. A change in work study is not a required mid-period report nor does ACL 17-05 establish a new required mid-period report.

ACL 17-05 did not establish new policy regarding work study. On this specific topic, the letter only provided clarification of existing policy. The regulations regarding the work study exemption have long been in place. (continued on next page)

FOR CDSS USE

DATE RECEIVED: June 5, 2017	DATE RESPONDED TO COUNTY/ALJ: June 15, 2017 RA
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**CALFRESH (CF) PROGRAM
REQUEST FOR POLICY/REGULATION INTERPRETATION (Continued)**

1. RESPONSE NEEDED DUE TO: <input checked="checked" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 04/14/16	NEED RESPONSE BY: 04/25/16
2. REQUESTOR NAME: Lino Rios	6. COUNTY/ORGANIZATION: LOS ANGELES	
3. PHONE NO.: (562) 908-6345	7. SUBJECT:	
4. REGULATION CITE(S):	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s).	

If the household voluntarily reports mid-period that the student will have a break in their work study for longer than a month and the report is verified, then the county must act on the reported information. The student is no longer exempt based on works study, therefore, the county must re-assess whether the student meets other criteria for another exemption before determining continuing eligibility.